

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
64,934-088

In Re Application Of: **FITZGERALD**

APR 28 2004

Serial No.
10/625,548

Filing Date
07/24/2003

Examiner
UNKNOWN

Group Art Unit
3617

Title: **E.X.O. RIMWEAR**

Address to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

- The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

- The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p).

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E.X.O. RIMWEAR

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(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

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Dated: **04/26/2004**

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Application Number	10/625,548
				Filing Date	07/24/2003
				First Named Inventor	FITZGERALD
				Art Unit	3617
				Examiner Name	UNKNOWN
Sheet	1	of	1	Attorney Docket Number	64,934-088

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
		US- 1,936,725		11/28/1933	MILLER	
		US- 1,964,129		06/26/1934	MILLER	
		US- 1,966,827		07/17/1934	MILLER	
		US- 2,145,377		01/31/1939	SINCLAIR	
		US- 3,336,084		08/15/1967	FENTON	
		US- 4,178,041		12/11/1979	RUSH	
		US- 4,295,685		10/20/1981	SPISAK	
		US- 4,316,637		02/23/1982	REYNOLDS ET AL.	
		US- 4,781,419		11/01/1988	BOOTHE	
		US- 4,971,396		11/20/1990	MORRIS	
		US- 5,152,584		10/06/1992	MAXWELL, JR.	
		US- 5,222,785		06/29/1993	GREEN	
		US- 5,443,582		08/22/1995	CHING	
		US- 5,645,324		07/08/1997	WRIGHT ET AL.	
		US- 6,089,671		07/18/2000	IACOVELLI ET AL.	
		US- 6,419,327		07/16/2002	RENSHAW	
		US- 6,439,670		08/27/2002	WINTERS	
		US- 2001/0048241 A1		12/06/2001	YOSHIMURA	
		US-				
		US-				

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

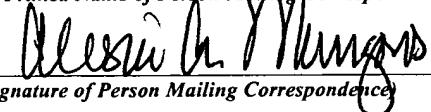
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)Applicant(s): **FITZGERALD**

Docket No.

64,934-088Serial No.
10/625,548Filing Date
07/24/2003Examiner
UNKNOWNGroup Art Unit
3617Invention: **E.X.O. RIMWEAR****APR 28 2004****JC2**
U.S. TRADEMARK OFFICEI hereby certify that this **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**
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*(Date)***ALESIA A. MUNGONS***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**